

Merchant & Gould

An Intellectual Property Law Firm

**RECEIVED
CENTRAL FAX CENTER**

DEC 08 2003

OFFICIAL3200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota
55402-2215 USA
TEL 612.332.5300
FAX 612.332.9081
www.merchant-
gould.com

A Professional Corporation

Fax Transmission | December 8, 2003TO: Commissioner for Patents
Attn: Examiner Jeffrey Siew
Patent Examining Corps
Facsimile Center
Washington, D.C. 20231

FROM: Katherine M. Kowalchuk

OUR REF: 8076.231USW1
TELEPHONE: 612.371.5311Total pages, including cover letter: 6PTO FAX NUMBER 1-703.872.9306

If you do NOT receive all of the pages, please telephone us at 612.371.5204, or fax us at 612.332.9081.

Title of Document Transmitted: COMMUNICATION
Applicant: FESTOC
Serial No.: 09/981,070
Filed: OCTOBER 15, 2001
Group Art Unit: 1637
Our Ref. No.: 8076.231USW1
Confirmation No.: 5661

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Katherine M Kowalchuk
Name: Katherine M. Kowalchuk
Reg. No.: 36,848

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

December 8, 2003Sheryl A. Boerboom
SignatureDecember 8, 2003
Date

GEN033.DOT

S/N 09/981070

OFFICIAL
PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: FESTOC Examiner: S. LATIMER
Serial No.: 09/981,070 Group Art Unit: 1645
Filed: OCTOBER 15, 2001 Docket No.: 08076.0231USW1
Title: DEVICE FOR THERMO-DEPENDENT CHAIN REACTION
AMPLIFICATION OF TARGET NUCLEIC ACID SEQUENCES, MEASURED
IN REAL-TIME

RECEIVED
CENTRAL FAX CENTER
DEC 08 2003CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on December 8, 2003.

By:

Name: Sheryl A. Boerboom

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

While checking status of this application in PAIR, it was noticed that our response to the Restriction Requirement mailed May 6, 2003 was not entered into PAIR. This response is being resubmitted showing evidence of the receipt by the United States Patent and Trademark Office of our filing of the restriction response by facsimile transmission on June 6, 2003 in the above-referenced application (copy attached). Examination on the merits is respectfully requested.

Respectfully submitted,

MERCHANT & GOULD
P. O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 371-5265

Date:

Dec. 8, 2003

By:

Katherine M. Kowalchuk
Katherine M. Kowalchuk
Reg. No. 36,848

23552

PATENT / TRADEMARK OFFICE

Auto-Reply Facsimile Transmission



UNITED STATES
PATENT AND
TRADEMARK OFFICE

TO:

Fax Sender at 6123329081

Fax Information

Date Received:

Total Pages:

6/6/03 11:40:31 AM [Eastern Daylight Time]

2 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
=====>

12-08-03	10:28AM	FROM-Merchant & Gould	6123329081	T-346	P.003/006	F-645
----------	---------	-----------------------	------------	-------	-----------	-------

Merchant & Gould
An Intellectual Property Law Firm

1300 TIS Center
100 North 10th Street
Minneapolis, Minnesota
55402-2215 USA
tel. 612.332.9000
fax 612.332.9007
www.m&g.com
gould@mg.com

A Professional Corporation

Fax Transmission | June 6, 2003

TO: Commissioner for Patents
Attn: Examination Section
Patent Examining Corps
Facsimile Center
Washington, D.C. 20531

FROM: Katherine M. Kowalskyk

OUR REF: 8076.331USW1
TELEPHONE: 612.371.5311

Total pages, including cover letter: 2

PTO FAX NUMBER 1-800-572-5306

If you do NOT receive all of the pages, please telephone us at 612.371.5306, or fax us at 612.332.9081.

Title of Document Transmitted: **RESPONSE TO RESTRICTION RECOMMENDATION**

Applicant: **YESTOC**
Serial No.: **05/281,070**
Filed: **OCTOBER 15, 2001**
Group Art Unit: **1637**
Our Ref. No.: **8076.331USW1**

Please charge any additional fees of credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Katherine M. Kowalskyk
Name: Katherine M. Kowalskyk
Reg. No.: 36843

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

June 6, 2003

Thomas A. Borkman
Signature

June 6, 2003
Date

03060306

Received from 6123329081 at 0303 11:40:31 AM [Eastern Daylight Time]

MEMORY TRANSMISSION REPORT

PAGE : 001
TIME : 06-06-03 10:36AM
TEL NUMBER1: 6123329081
TEL NUMBER2: 6123329081
NAME : Merchant & Gould

FILE NUMBER : 970
DATE : 06-06 10:35AM
TO : 2917038729306
DOCUMENT PAGES : 002
START TIME : 06-06 10:35AM
END TIME : 06-06 10:36AM
SENT PAGES : 002
STATUS : OK
FILE NUMBER : 970

*** SUCCESSFUL TX NOTICE ***

Merchant & Gould
An Intellectual Property Law Firm

3200 IDS Center
90 South Eighth Street
Minneapolis, Minnesota
55402-2213 USA
TEL 612.332.3500
FAX 612.332.9081
www.merchant-
gould.com

A Professional Corporation

Fax Transmission | June 6, 2003

TO: Commissioner for Patents
Attn: Examiner Jeffrey Siew
Patent Examining Corps
Fasciella Center
Washington, D.C. 20231

FROM: Katherine M. Kowalskyk

OUR REF: 8076.231USW1
TELEPHONE: 612.371.5311

Total pages, including cover letter: 2

PTO FAX NUMBER 1-703.872.9306

If you do NOT receive all of the pages, please telephone us at 612.371.5204, or fax us at 612.332.9081.

Title of Document Transmitted:

**RESPONSE TO RESTRICTION
REQUIREMENT**

Applicant: FESTOC
Serial No.: 02/281,070
Filed: OCTOBER 13, 2001
Group Art Unit: 1632
Our Ref. No.: 8076.231USW1

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2723. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Katherine M. Kowalskyk
Name: Katherine M. Kowalskyk
Reg. No.: 26848

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

June 6, 2003

Jeffrey A. Boesboom
Signature

June 6, 2003
Date

GENSEL007